

# United States District Court

WESTERN DISTRICT OF WASHINGTON

DENNIS R. HOPKINS

JUDGMENT IN A CIVIL CASE

v.

JEFF PLANICH, et al.,

CASE NUMBER: C09-5405FDB

— **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

The Court adopts the Report and Recommendation; and

Plaintiff's First Amended Complaint [Dkt. 9] is **dismissed without prejudice and the dismissal counts as a strike pursuant to 28 U.S.C. 1915(g).**

November 10, 2009  
Date

BRUCE RIFKIN  
Clerk

s/CM Gonzalez  
Deputy Clerk